

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TEXARKANA DIVISION**

FELICIA GRAY,

Plaintiff,

v.

AMENTUM SERVICES, INC.,

Defendant.

**CIVIL ACTION NO. 5:19-CV-00168-RWS
LEAD CASE**

FELICIA GRAY,

Plaintiff,

v.

RED RIVER ARMY DEPOT,

Defendant.

CIVIL ACTION NO. 5:19-CV-00167-RWS

ORDER

Plaintiff Felicia Gray filed this lawsuit against Defendants Amentum Services, Inc. and Red River Army Depot alleging employment discrimination under Title VII of the Civil Rights Act of 1964. Docket No. 1 (Complaint). Amentum moved to dismiss due to Gray's lawsuit for failure to obey a court order, prosecute her claims and to cooperate in discovery. Docket No. 27. The Magistrate Judge recommends granting Amentum's motion and dismissing the above-entitled consolidated causes of action. Docket No. 30 ("Report and Recommendation").

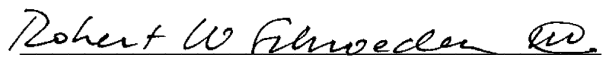
Because no objections to the Magistrate Judge's Report have been filed,¹ neither party is entitled to de novo review by the District Judge of those findings, conclusions and recommendations, and except upon grounds of plain error, they are barred from appellate review of the unobjected-to factual findings and legal conclusions accepted and adopted by the District Court. 28 U.S.C § 636(b)(1)(C); *Douglass v. United Services Automobile Assoc.*, 79 F.3d 1415, 1430 (5th Cir. 1996) (en banc).

Nonetheless, the Court has reviewed the motion and the Magistrate Judge's Report and Recommendation and agrees with the Report. *See United States v. Raddatz*, 447 U.S. 667, 683 (1980) ("[T]he statute permits the district court to give to the magistrate's proposed findings of fact and recommendations 'such weight as [their] merit commands and the sound discretion of the judge warrants.' ") (quoting *Mathews v. Weber*, 23 U.S. 261, 275 (1976)). As such, the Court **ADOPTS** the Magistrate Judge's Report and Recommendation as the findings and conclusions of the Court. It is therefore

ORDERED that Amentum's Motion to Dismiss for Failure to Obey Court Order and Prosecute Claims and Failure to Cooperate in Discovery (Docket No. 27) is **GRANTED**. It is further

ORDERED that Plaintiff's above-entitled and numbered consolidated causes of action are **DISMISSED WITHOUT PREJUDICE**.

So ORDERED and SIGNED this 6th day of November, 2020.


ROBERT W. SCHROEDER III
UNITED STATES DISTRICT JUDGE

¹ On October 21, 2010, Gray, proceeding *pro se*, acknowledged receipt of the Report and Recommendation. Docket No. 31.